

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at CHATTANOOGA

UNITED STATES OF AMERICA)
) Case No. 1:09-cr-142-03
v.)
) Chief Judge Curtis L. Collier
JUAN MORRIS)

O R D E R

Magistrate Judge Susan K. Lee filed a report and recommendation (“R&R”) recommending the Court: (1) grant Defendant’s motion to withdraw his not guilty plea to Count One of each the Indictments in cases 1:09-cr-142-003 and 1:10-cr-133 (10-30009-MJR (S.D. Ill.)); (2) accept Defendant’s plea of guilty to Count One of each of the Indictments; (3) adjudicate Defendant guilty of the charges set forth in Count One of each of the Indictments; (4) defer a decision on whether to accept the plea agreement until sentencing; and (5) find Defendant shall remain in custody until sentencing in this matter (Court File No. 152). Neither party filed a timely objection to the R&R. After reviewing the record, the Court agrees with the magistrate judge’s recommendations. Accordingly, the Court **ACCEPTS** and **ADOPTS** the R&R (Court File No. 152) pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

- (1) Defendant’s motion to withdraw his not guilty plea to Count One of each of the Indictments is **GRANTED**;
- (2) Defendant’s plea of guilty to Count One of each of the Indictments is **ACCEPTED**;
- (3) Defendant is hereby **ADJUDGED** guilty of the charges set forth in Count One of each of the Indictments;
- (4) A decision on whether to accept the plea agreement is **DEFERRED** until sentencing;

and

- (5) Defendant **SHALL REMAIN** in custody until sentencing in this matter which is scheduled to take place on **Thursday, February 17, 2011 at 9:00 a.m.** before the Honorable Curtis L. Collier.

SO ORDERED.

ENTER:

/s/
CURTIS L. COLLIER
CHIEF UNITED STATES DISTRICT JUDGE